

1 **BURSOR & FISHER, P.A.**

2 L. Timothy Fisher (State Bar No. 191626)
3 Yeremey O. Krivoshey (State Bar No. 295032)
4 Blair E. Reed (State Bar No. 316791)
5 1990 North California Blvd., Suite 940
6 Walnut Creek, CA 94596
7 Telephone: (925) 300-4455
8 Facsimile: (925) 407-2700
9 E-Mail: ltfisher@bursor.com
10 ykrivoshey@bursor.com
11 breed@bursor.com

1 **ELLIS LAW GROUP LLP**

2 Mark E. Ellis - 127159
3 Anthony P. J. Valenti - 284542
4 Lawrence K. Iglesias - 303700
5 1425 River Park Drive, Suite 400
6 Sacramento, CA 95815
7 Tel: (916) 283-8820
8 Fax: (916) 283-8821
9 mellis@ellislawgrp.com
10 avalenti@ellislawgrp.com
11 liglesias@ellislawgrp.com

12 *Attorneys for Defendant*
13 RASH CURTIS & ASSOCIATES

1 **BURSOR & FISHER, P.A.**

2 Scott A. Bursor (State Bar No. 276006)
3 888 Seventh Avenue
4 New York, NY 10019
5 Telephone: (212) 989-9113
6 Facsimile: (212) 989-9163
7 E-Mail: scott@bursor.com

8 *Attorneys for Plaintiff*

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 SANDRA MCMILLION, JESSICA
4 ADEKOYA, and IGNACIO PEREZ, on
5 Behalf of Themselves and all Others Similarly
6 Situated,

7 Case No. 4:16-cv-03396-YGR

8 **JOINT TRIAL EXHIBIT LIST**

9 Date: April 12, 2019
10 Time: 9:00 a.m.
11 Courtroom 1, 4th Floor

12 RASH CURTIS & ASSOCIATES,

13 Hon. Yvonne Gonzalez Rogers

14 Defendant.

1 **I. PLAINTIFFS' TRIAL EXHIBIT LIST:**

2

TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
1	Perez Account RCA 001-004	Dan Correa	Yes		
2	Global Connect Manual RCA 044-120	Dan Correa	Yes		
3	5/21/16 Natasha Paff to Nick Keith email re Request for Proposal	Nick Keith	Yes		
4	5/31/16 Kaweah Delta Request for Proposal	Nick Keith	No	Relevance FRE 400-403 Not specific as to what portions or pages	
6	9/28/12 Status Code Matrix	Dan Correa	Yes		
7	2/8/16-2/10/16 emails w/ N. Keith, Chris Paff, Dan Correa, Blake North re call log errors	Nick Keith	Yes		
8	2/13/16-2/18/16 emails w. N. Keith, N. Paff, B. Keith, T. Paff re cell phones/phone fields	Nick Keith	Yes		
9	2/24/14-2/25/14 emails w/ N. Paff, N. Keith, Kizer, B. Keith, C. Paff, T. Paff re cell/phone field	Nick Keith	Yes		
10	8/3/15-8/4/15 emails w/ N. Keith, B. Keith, C. Paff, T. Paff, N. Paff re cell phone scrubs/phone fields	Nick Keith	Yes		
11	5/12/16 emails w/ N. Keith, B. Keith, C. Paff re 5+ phone fields	Nick Keith	Yes		
12	5/12/16 emails w. N. Keith, Dan Correa, Greg Wilbert re phone field 5+ custom	Nick Keith	Yes		
13	5/22/15 emails w/ N. Keith, B. Keith, D.	Nick Keith	Yes		

1 TRIAL EXHIBIT NO.	2 DESCRIPTION	3 SPONSORING WITNESS	4 STIP. TO ADMIT	5 OBJECTION	6 DATE ADMITTED
	Correa re chomp legal snag list				
14	6/20/13 emails w. N. Keith, Greg Wilbert, Shane Sonognini, C. Paff, Kizer re DNC list	Nick Keith	Yes		
15	1/27/17 emails w/ N. Keith, M. Paff, B. Keith re call skipped-not made	Nick Keith	Yes		
16	Reynoso Facesheet	Nick Keith	Yes		
17	11/21/16 emails w. N. Keith, Missy Leano re prior consent docs from Sutter	Nick Keith	Yes		
18	10/4/17 Notice of Rule 30(b)(6) Deposition of Rash Curtis & Associates	Dan Correa	No	Relevance FRE 400-403	
19	DAKCS Software Systems Client Services Manual	Dan Correa	Yes		
20	DAKCS Software Systems Client Services Utilities Help Manual	Dan Correa	Yes		
21	DAKCS Software Systems Vocality Help Manual	Dan Correa	Yes		
22	DAKCS Software Systems Vocality Beyond and Sting Setup	Dan Correa	Yes		
23	County of Solano Amendment to Request for Qualifications for Healthcare Related Debt Collection Services	Dan Correa	No	Relevance FRE 400-403	
24	Rash Curtis & Associates Collection Agency Debt Recovery Services Company Information	Dan Correa	Yes		
26	5/25/15-5/27/15 emails w. D. Correa, D. Anderson, B. Conrad, Kizer, B. Keith, C. Paff re Sutter Foti Message	Dan Correa	No	Relevance FRE 400-403	

1 TRIAL 2 EXHIBIT 3 NO.	4 DESCRIPTION	5 SPONSORING 6 WITNESS	7 STIP. 8 TO 9 ADMIT	10 OBJECTION	11 DATE 12 ADMITTED
27	9/15/15 emails w. D. Anderson, D. Correa, C. Paff, K. Boddie, B. Conrad, Kizer re skip lists	Dan Correa	Yes		
28	4/12/13 email w. D. Correa, B. O'Gara re whisper campaign	Dan Correa	Yes		
29	5/6/13 email w. B. Kimbell, D. Correa re status code campaigns	Dan Correa	Yes		
30	5/21/13 email w. B. Kimbell, D. Correa re hoarding campaign	Dan Correa	Yes		
31	2/7/17 email w. B. Keith, D. Correa, D. Anderson re DNC list	Dan Correa	Yes		
32	12/11/14-12/12/14 emails w. B. North, C. Paff, D. Correa, B. Kimbell, B. Conrad re opt out list	Dan Correa	Yes		
33	12/29/16 emails w/ D. Correa, M. Paff, T. Mitchell re cease and desist call lists	Dan Correa	Yes		
34	6/29/17 emails w. T. Paff, B. Keith, C. Paff, N. Paff re 2015 FCC Ruling	Bob Keith	No	Relevance FRE 400-403	
35	4/27/15 email w. B. Keith, C. Paff, T. Paff re cell phone scrub	Bob Keith	No	Relevance FRE 400-403	
36	10/12/16 email w. B. Keith, T. Paff, C. Paff re calling cell phones	Bob Keith	No	Relevance FRE 400-403	
37	1/5/16 email from B. Keith to staff re 90 day call count	Bob Keith	Yes		
38	5/5/16-5/6/16 emails w. D. Correa, B. Keith, B. North, C. Paff re blocking fields 5+	Bob Keith	Yes		

1 TRIAL EXHIBIT NO.	2 DESCRIPTION	3 SPONSORING WITNESS	4 STIP. TO ADMIT	5 OBJECTION	6 DATE ADMITTED
42	8/5/13 emails w. B. Kimbell, C. Paff, D. Correa, B. Keith, Kizer re back to school month	Chris Paff	No	Relevance FRE 400-403	
43	2/28/14 email w/ A. Hyden, C. Paff re CPS questions	Chris Paff	Yes		
44	6/15/17 email w. C. paff re robocalls	Chris Paff	Yes		
45	Questions Excerpted from the FCC's Robocall Blocking NOI	Chris Paff	Yes		
46	6/30/17 Declaration of Darrin Bird, ECF Doc. No. 50-3	Darrin Bird	Yes		
47	7/3/17 Declaration of Robert Keith, ECF Doc. No. 50-2	Bob Keith	Yes		
48	DAKCS Software Systems VIC Client, Exhibit 11 to 12/11/17 Krivoshey Decl., ECF Doc. No. 139-2 DAKCS00001-266	Randall A. Snyder	No	Relevance FRE 400-403 Not specific as to which portions or pages FRE 702	
49	Defendant Rash Curtis & Associates' Response to Plaintiffs' Supporting Separate Statement, ECF Doc. No. 152-7	N/A	No	Relevance FRE 400-403	
50	Exhibit 22 to 1/8/18 Declaration of L. Timothy Fisher, ECF Doc. No. 151-1	Colin B. Weir	Yes		
51	Exhibit 23 to the 1/8/18 Declaration of L. Timothy Fisher, ECF Doc. No. 151-1	Colin B. Weir	No	Relevance FRE 400-403 FRE 702	

1 TRIAL EXHIBIT NO.	2 DESCRIPTION	3 SPONSORING WITNESS	4 STIP. TO ADMIT	5 OBJECTION	6 DATE ADMITTED
52	Exhibit 2 to 4/13/18 Krivoshey Decl., ECF Doc. No. 190-1, RCA's Opposition to Plaintiff's Separate Statement of Undisputed Facts in Support of Summary Judgment or Partial Summary Judgment in <i>Hernandez v. Rash Curtis & Associates</i> , Case No. 2:16-cv-02455-GHW (E.D. Cal. Nov. 13, 2017), ECF Doc. No. 34.	N/A	No	Relevance FRE 400-403	
53	5/5/16 emails w. N. Paff, B. Keith, C. Paff, D. Correa, T. Paff re human error	Dan Correa	Yes		
54	11/12/18 Supplemental Declaration of Randall A. Snyder	Randall A. Snyder	No	Relevance FRE 400-403 FRE 702	
55	11/12/18 Class Member Data Tabulation Report of Anya Verkhovskaya	Anya Verkhovskaya	No	Relevance FRE 400-403 FRE 702	
56	11/12/18 Declaration of Colin B. Weir	Colin B. Weir	No	Relevance FRE 400-403 FRE 702	
57	Global Connect Call Detail Records, as discussed by Colin Weir at his 12/11/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	
58	VIC Call Detail Records, as discussed by Colin Weir at his 12/11/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	
59	TCN Call Detail Records, as discussed by Colin Weir at his 12/11/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	

TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
60	Defendant's Account Data as discussed by Colin Weir at his 12/11/18 Deposition (including all account numbers, demographic and personal information, and phone fields one through ten)	N/A	No	Relevance FRE 400-403 FRE 702	
61	GC_calls2, as discussed at Anya Verkhovskaya's 12/6/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	
62	TCN_calls-2, as discussed at Anya Verkhovskaya's 12/6/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	
63	VIC_calls-2, as discussed at Anya Verkhovskaya's 12/6/18 Deposition	N/A	No	Relevance FRE 400-403 FRE 702	
64	Defendant's Initial Disclosures	N/A	No	Relevance FRE 400-403 FRE 702	
65	Defendant's Responses to Plaintiffs' First Set of Interrogatories	N/A	Yes		
66	Defendant's Responses to Plaintiffs' First Set of Requests for Production	N/A	Yes		
67	Global Connect Dialer Sample	N/A	Yes		
68	Audit checklist RCA000121-123	N/A	Yes		
69	Rash Curtis Policy & Procedure: Quality Assurance Program – audit guidelines RCA000124-135	N/A	Yes		
70	Rash Curtis Quality Assurance Program – Employee Acknowledgement RCA000164	N/A			

TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
71	Defendant Rash Curtis & Associates' Responses to Plaintiff's Interrogatories (Set One) in <i>McBride v. Rash Curtis & Associates</i> , Case No. 2:16-cv-02390-TLN-CKD (E.D. Cal. July 24, 2017).	N/A	Yes	Relevance FRE 400-403	
72	Defendant Rash Curtis & Associates' Responses to Plaintiff's Interrogatories (Set One) in <i>Oliver v. Rash Curtis & Associates</i> , Case No. 2:16-cv-02413-TLN-CKD (E.D. Cal. July 24, 2017).	N/A	No	Relevance FRE 400-403	
73	Defendant Rash Curtis & Associates' Reply Brief in Support of Motion for Summary Judgment or Partial Summary Judgment, ECF Doc. No. 157, at 13:6-13.	N/A	No	Relevance FRE 400-403	
74	T-Mobile Certification from Kevin Koslosky	Colin B. Weir	No	Relevance FRE 400-403 FRE 702	
75	T-Mobile Production from Kevin Koslosky	Colin B. Weir	No	Relevance FRE 400-403 FRE 702	
76	Account Record Abbreviations RCA000192-193	N/A	Yes		
77	Skip Tracing Instructions RCA000195-199	N/A	Yes		
78	Unredacted Perez Account Notes RCA000268-271	Dan Correa	No	Not Perez.	
79	5/5/2015 email w. B. Keith to T. Paff RCA-278403	Bob Keith	Yes		
80	11/19/15 emails w. B. Keith, T. Paff, C. Paff re cell phones	Bob Keith	No	Relevance FRE 400-403	

1 TRIAL 2 EXHIBIT 3 NO.	4 DESCRIPTION	5 SPONSORING 6 WITNESS	7 STIP. 8 TO 9 ADMIT	10 OBJECTION	11 DATE 12 ADMITTED
	RCA-282301-282303			Attorney-Client Privileged	
81	8/3/15 emails w/ B. Keith, N. Keith, C. Paff, T. Paff, N. Paff re cell phones RCA-281392	Chris Paff	No	Relevance FRE 400-403 Attorney-Client Privileged	
82	11/19/15 emails w. T. Paff, C. Paff, B. Keith re cell phones RCA-282306-282308	Chris Paff	No	Relevance FRE 400-403 Attorney-Client Privileged	
83	5/5/16 email w. B. Keith, C. Paff, D. Correa, T. Paff, N. Paff RCA-268070	Bob Keith	No	Relevance FRE 400-403	
84	Transcript/Video Excerpts from 4/13/17 Deposition of Steven Kizer	Steven Kizer	Yes		
85	Transcript/Video Excerpts from 10/16/17 Deposition of Nick Keith	Nick Keith	Yes		
86	Transcript/Video Excerpts from 10/20/17 Deposition of Dan Correa	Dan Correa	Yes		
87	Transcript/Video Excerpts from 10/24/17 Deposition of Robert Keith	Bob Keith	Yes		
88	Transcript/Video Excerpts from 10/24/17 Deposition of Chris Paff	Chris Paff	Yes		

II. DEFENDANT'S TRIAL EXHIBIT LIST:

TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
501	Plaintiffs' Class Action Complaint, filed June 17, 2016 (ECF Doc. No. 1).	Ignacio Perez	No	MIL 5, FRE 802	
502	Defendant Rash Curtis & Associates' Answer to Plaintiffs' Class Action Complaint, filed July 18, 2016 (ECF Doc. No. 10).	Bob Keith	No	MIL 5, FRE 802	
503	Rash Curtis' Collection Notes/Business Records for Daniel Reynoso (RCA 268-271).	Bob Keith	Yes		
504	Daniel Reynoso's Medical Records from Sutter General Hospital (RCA 272-278).	Bob Keith	No	MIL 2, FRE 802, 403, FRCP 37	
505	May 5, 2017 Email from Bob Keith to Mike Paff attaching Sutter General Hospital's Client Notes for Daniel Reynoso (RCA 012718-012724).	Bob Keith	No	MIL 2, FRE 802, 403, 801, 803	
506	Rash Curtis' Business Records, showing the ECA Advanced Trace Report received as to Daniel Reynoso, which shows the cell phone number ending in 5193 was not skip-traced (RCA 279).	Nick Keith	No	MIL 1, FRCP 37	

1 2 3 4 5 6 7 8 9	10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
		507	Rash Curtis' Business Records, showing the Edit Tracking Report for Daniel Reynoso's account, which shows the cell phone number ending in 5193 was provided to Rash Curtis by Sutter General Hospital on May 7, 2015 and removed by Rash Curtis on June 7, 2016 (RCA 280).	Nick Keith	No	MIL 1, FRCP 37	
		508	Rash Curtis' Business Records, showing the ECA Advanced Trace Report as to Jessica Adekoya, which shows the cell phone number ending in 5496 was not skip-traced (RCA 266-267).	Nick Keith	No	MIL 1, FRCP 37, FRE 401, 402, 403, MIL 4	
		509	Rash Curtis' Collection Notes/Business Records for Geraldine Caldwell (RCA 258-263).	Bob Keith	No	MIL 4, FRE 401, 402, 403	
		510	Rash Curtis' Collection Notes/Business Records for Jessica Adekoya (RCA 248-257).	Bob Keith	No	MIL 4, FRE 401, 402, 403	
		511	Rash Curtis' Abbreviation Key for Collection Notes (RCA 192-193).	Bob Keith	Yes		
		512	Plaintiffs' Notice of Subpoenas to Produce Documents and Subpoenas to T-Mobile USA, Inc., LexisNexis Risk Data Management, Inc., and LexisNexis Risk Solutions FL, Inc., served on April 26, 2017.	Ignacio Perez	No	FRE 401, 403	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	513	Phone Records Produced by T-Mobile (MetroPCS) in Response to Plaintiffs' Subpoena, produced on August 16, 2017.	Ignacio Perez	Yes		
	514	September 6, 2017 Order Granting Plaintiffs' Motion for Class Certification (ECF Doc. No. 81).	N/A	No	MIL 5, FRE 801, 802, 403	
	515	February 2, 2018 Order Re: Cross Motions for Summary Judgment; Denying Motion for Stay (ECF Doc. No. 167).	N/A	No	MIL 5, FRE 801, 802, 403	
	516	True and correct copies of excerpts from the Deposition of Nick Keith, taken October 16, 2017.	Nick Keith	No	MIL 7	
	517	True and correct copies of excerpts from the Deposition of Daniel Correa, taken October 20, 2017.	Daniel Correa	No	MIL 7	
	518	True and correct copies of excerpts from the Deposition of Chris Paff, taken October 24, 2017.	Chris Paff	No	MIL 7	
	519	True and correct copies of excerpts from the Deposition of Robert Keith, taken October 24, 2017.	Robert Keith	No	MIL 7	
	520	True and correct copies of excerpts from the Deposition of Plaintiff Ignacio Perez, taken July 13, 2017.	Ignacio Perez	No	MIL 7	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	521	True and correct copies of excerpts from the Deposition of Steven Kizer, taken April 13, 2017.	Steven Kizer	No	MIL 7	
	522	December 20, 2018 Invoice from Class Experts Group, LLC to Bursor & Fisher, P.A. (McMillion000099).	Anya Verkhovskaya	Yes		
	523	True and correct excerpts from “5 Fuzzy Match Output Step 2 Final” (not bates-stamped).	Anya Verkhovskaya	Yes		
	524	True and correct excerpts from “2018-10-16 historical 1-4 version 1 101518” Spreadsheet (not bates-stamped).	Nick Keith	Yes		
	525	Plaintiffs’ Notice of Subpoena and Subpoena to Testify at a Deposition in a Civil Action to DAKCS Software Systems, Inc., served on October 11, 2017.	Ignacio Perez	No	FRE 401, 403	
	526	Business Records Produced by DAKCS Software Systems, Inc. in Response to Plaintiffs’ Subpoena, produced on November 2, 2017 (DAKCS 00001-00266).	Ignacio Perez	Yes		
	527	October 16, 2015 Email from Steven Kizer to Bob Keith and Chris Paff regarding Rash Curtis’ policies on skip-tracing and removing phone numbers upon Do-Not-Call requests (RCA 125254-125255).	Bob Keith	No	FRE 801, 802, 803	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	528	February 28, 2014 Email from Ashlee Hyden of DAKCS Software Systems, Inc. to Chris Paff regarding cell phone scrub technology (RCA 040794).	Chris Paff	No	FRE 801, 802, 803	
	529	May 16, 2016 Email from Nick Keith to Daniel Correa regarding GlobalConnect's outbound limitations (RCA 133979-133982).	Nick Keith	No	FRE 801, 802, 803	
	530	August 4, 2015 Email from Nick Keith to Bob Keith regarding phone numbers supplied to Rash Curtis from its creditor-clients (RCA 258388-258391).	Nick Keith/Bob Keith	No	FRE 801, 802, 803	
	531	August 4, 2015 Email from Nick Keith to Bob Keith regarding Rash Curtis' policy to separate verified phone numbers from unverified phone numbers (RCA 258397-258400).	Nick Keith/Bob Keith	No	FRE 801, 802, 803	
	532	December 11, 2017 Email from Randall Snyder to Yeremey Krivoshey (McMillion000013-000026).	Randall Snyder	Yes		
	533	January 30, 2018 Email from Anya Verkhovskaya to Yeremey Krivoshey (McMillion000034).	Anya Verkhovskaya	Yes		
	534	January 30, 2018 Email from Yeremey Krivoshey to Anya Verkhovskaya (McMillion000035).	Yeremey Krivoshey	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	535	January 30, 2018 Email from Anya Verkhovskaya to Yeremey Krivoshey (McMillion000036).	Anya Verkhovskaya	Yes		
	536	November 27, 2018 Email from Randall Snyder to Yeremey Krivoshey (McMillion000053).	Randall Snyder	Yes		
	537	November 28, 2018 Email from Randall Snyder to Yeremey Krivoshey (McMillion000054-000055).	Randall Snyder	Yes		
	538	December 11, 2018 Email from Rebecca Richter to Randall Snyder (McMillion000072).	Randall Snyder	Yes		
	539	May 2, 2017 Email from Colin Weir to Scott Burson (McMillion000086).	Colin Weir	Yes		
	540	September 5, 2017 Email from Colin Weir to Scott Burson (McMillion000087).	Colin Weir	Yes		
	541	September 4, 2018 Email from Colin Weir to Scott Burson (McMillion000088).	Colin Weir	Yes		
	542	January 2, 2018 Email from Colin Weir to Scott Burson (McMillion000089).	Colin Weir	Yes		
	543	March 1, 2018 Email from Colin Weir to Scott Burson (McMillion000090).	Colin Weir	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	544	February 1, 2018 Email from Colin Weir to Scott Bursor (McMillion000091).	Colin Weir	Yes		
	545	August 1, 2018 Email from Colin Weir to Scott Bursor (McMillion000092).	Colin Weir	Yes		
	546	April 2, 2018 Email from Colin Weir to Scott Bursor (McMillion000093).	Colin Weir	Yes		
	547	June 1, 2017 Email from Colin Weir to Scott Bursor (McMillion000094).	Colin Weir	Yes		
	548	December 4, 2017 Email from Colin Weir to Scott Bursor (McMillion000095).	Colin Weir	Yes		
	549	December 5, 2018 Email from Colin Weir to Scott Bursor (McMillion000096).	Colin Weir	Yes		
	550	November 1, 2018 Email from Colin Weir to Scott Bursor (McMillion000097).	Colin Weir	Yes		
	551	October 2, 2018 Email from Colin Weir to Scott Bursor (McMillion000098).	Colin Weir	Yes		
	552	December 17, 2018 Invoice from Wireless Research Services to Bursor & Fisher, P.A. (McMillion000076).	Colin Weir	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	553	November 28, 2018 Email from Randall Snyder to Yeremey Krivoshey (McMillion000059-000060).	Randall Snyder	Yes		
	554	True and correct copies of excerpts from the Deposition of Anya Verkhovskaya, taken December 6, 2018.	Anya Verkhovskaya	No	MIL 7	
	555	Excerpts from the Spreadsheet Associated with Anya Verkhovskaya's Rule 26 Report (Exhibit 2 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	Yes		
	556	Notice of Deposition of Anya Verkhovskaya (Exhibit 3 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	No	FRE 401, 403	
	557	Declaration of Anya Verkhovskaya (Exhibit 4 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	Yes		
	558	Retainer Agreement between Anya Verkhovskaya and Burson & Fisher, P.A. (Exhibit 5 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	Yes		
	559	Invoice 1022 from CEG to Burson & Fisher, P.A. (Exhibit 6 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	560	Invoice 1121 from CEG to Burson & Fisher, P.A. (Exhibit 7 to the Deposition of Anya Verkhovskaya).	Anya Verkhovskaya	Yes		
	561	True and correct copies of excerpts from the Deposition of Colin Weir, taken December 11, 2018.	Colin Weir	No	MIL 7	
	562	Notice of Deposition of Colin Weir (Exhibit 1 to the Deposition of Colin Weir).	Colin Weir	No	FRE 401, 403	
	563	Declaration of Colin Weir (Exhibit 2 to the Deposition of Colin Weir).	Colin Weir	Yes		
	564	Engagement Agreement between Colin Weir and Burson & Fisher, P.A. (Exhibit 3 to the Deposition of Colin Weir).	Colin Weir	Yes		
	565	November 30, 2018 Invoice from Economics and Technology, Inc. to Burson & Fisher, P.A. (Exhibit 4 to the Deposition of Colin Weir).	Colin Weir	Yes		
	566	Further Invoices from Economics and Technology, Inc. to Burson & Fisher, P.A. (Exhibit 5 to the Deposition of Colin Weir).	Colin Weir	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	567	Statement of Qualifications of Colin Weir (Exhibit 6 to the Deposition of Colin Weir).	Colin Weir	Yes		
	568	True and correct copies of excerpts from the Deposition of Randall Snyder, taken December 17, 2018.	Randall Snyder	No	MIL 7	
	569	Notice of Deposition of Randall Snyder (Exhibit 1 to the Deposition of Randall Snyder).	Randall Snyder	No	FRE 401, 403	
	570	Curriculum Vitae (Professional Summary) of Randall Snyder (Exhibit 2 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	571	Curriculum Vitae (Litigation Support Experience) of Randall Snyder (Exhibit 3 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	572	Wireless Research Services, LLC 2017 Rate Sheet and Retained Agreement with Burson & Fisher, P.A. (Exhibit 4 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	573	November 12, 2018 Supplemental Declaration of Randall Snyder (Exhibit 5 to the Deposition of Randall Snyder).	Randall Snyder	Yes		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	574	May 29, 2017 Invoice from Wireless Research Services, LLC to Burson & Fisher, P.A (Exhibit 6 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	575	“Exactly What Is An Autodialer?” Power-point Presentation (Exhibit 7 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	576	May 30, 2017 Declaration of Randall Snyder (Exhibit 9 to the Deposition of Randall Snyder).	Randall Snyder	No	FRE 403	
	577	October 16, 2017 Declaration of Randall Snyder (Exhibit 10 to the Deposition of Randall Snyder).	Randall Snyder	No	FRE 403	
	578	December 11, 2017 Declaration of Randall Snyder (Exhibit 11 to the Deposition of Randall Snyder).	Randall Snyder	No	FRE 403	
	579	March 5, 2018 Declaration of Randall Snyder (Exhibit 12 to the Deposition of Randall Snyder).	Randall Snyder	No	FRE 403	
	580	True and Correct Excerpts from the June 20, 2017 Deposition of Steve Kizer (Exhibit 14 to the Deposition of Randall Snyder).	Randall Snyder, Steven Kizer	No	MIL 7, MIL 5, FRE 401, 403	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	581	December 11, 2017 Declaration of Bob Keith (Exhibit 15 to the Deposition of Randall Snyder).	Randall Snyder	No	MIL 5, FRE 401, 403	
	582	Daniel Reynoso's Account Records (Exhibit 16 to the Deposition of Randall Snyder).	Randall Snyder	Yes		
	583	Complaint for TCPA damages, styled <i>Diane Steele v. Rash Curtis & Associates</i> , United States District Court, Eastern District of California, Case No. 2:17-cv-02626-JAM-AC, filed 12/15/17.	Bob Keith	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	584	Medical account overview from Contra Costa Regional Medical Center for Steven Milligan, showing the 925-435-6429 phone number and that the account was assigned to Rash Curtis for collection.	Bob Keith	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	585	Medical account overview for Diane Steele, showing the 925-435-6429 phone number and that the account was assigned to Rash Curtis for collection.	Bob Keith	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
586	True and Correct Excerpts from the June 20, 2017 Deposition of Steven Kizer from <i>Rash Curtis & Associates, Inc. v. Steven Kizer</i> , Superior Court of the State of California County of Solano Case No. FCS048565.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		
587	True and Correct Excerpts from the July 6, 2017 Deposition of Steven Kizer from <i>Rash Curtis & Associates, Inc. v. Steven Kizer</i> , Superior Court of the State of California County of Solano Case No. FCS048565.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		
588	Complaint for the Labor Commissioner's Office filed by Steven Kizer against Rash Curtis, State Case No. 08-78737, filed September 16, 2016	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		
589	Final Order and Decision in Kizer's Labor Board case against Rash Curtis, State Case No. 08-78737, dated August 22, 2018.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		
590	Kizer's "Notice of Claim" and time/wages claimed in State Case No. 08-78737, dated January 20, 2017.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		
591	Personnel Action Form for Steven Kizer, signed by Steven Kizer on December 1, 2012.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	592	Inbound Phone Line; Expectations and Rules, signed by Steven Kizer on July 2, 2015.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	593	Certificate of Completion – Workplace Harassment: Prevention and the law-Supervisor Field 120, certifying Steven Kizer's completion on May 28, 2013.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	594	Policy & Procedure: Harassment Free Workplace ("Management"), signed by Steven Kizer on March 17, 2015.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	595	Interoffice Memo to exempt employees, signed by Steven Kizer on December 17, 2015.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	596	Kizer email dated May 26, 2016.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	597	Payroll Summary re Steven Kizer 12/2012 – 12/2015.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	598	Kizer email with self-authored Biography, dated May 6, 2013	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	599	Work Order Guidelines issued by Steven Kizer dated March 12, 2013.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	TRIAL EXHIBIT NO.	DESCRIPTION	SPONSORING WITNESS	STIP. TO ADMIT	OBJECTION	DATE ADMITTED
	600	Steven Kizer's resume	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	601	Steven Kizer's IT Job Description.	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	602	Steven Kizer's LinkedIn Resume	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	603	Steven Kizer's internal email communications at Rash Curtis	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	604	Excerpts from Steven Kizer's Absence/Schedule Adjustment Request Forms	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	605	Steven Kizer's Paid Time Off Statements	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	606	Email re Steven Kizer's FMLA/CFRA Leave, dated March 21, 2016	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	
	607	Comparison Exhibits re wage claims and PTO	Steven Kizer	No	FRCP 37, FRE 401, 403, 802, Scheduling Order (ECF 246)	

1 Dated: March 4, 2019

Respectfully submitted,

2 **BURSOR & FISHER, P.A.**

3 By: /s/ Yeremey Krivoshey
4 Yeremey Krivoshey

5 L. Timothy Fisher (State Bar No. 191626)
6 Yeremey Krivoshey (State Bar No. 295032)
7 Blair E. Reed (State Bar No. 316791)
8 1990 North California Blvd., Suite 940
9 Walnut Creek, CA 94596
Telephone: (925) 300-4455
Email: ltfisher@bursor.com
ykrivoshey@bursor.com
breed@bursor.com

10 **BURSOR & FISHER, P.A.**

11 Scott A. Bursor (State Bar No. 276006)
12 888 Seventh Avenue
13 New York, NY 10019
Telephone: (212) 989-9113
Facsimile: (212) 989-9163
E-Mail: scott@bursor.com

14 *Attorneys for Plaintiff*

16 Dated: March 4, 2019

15 **ELLIS LAW GROUP LLP**

17 By: /s/ Mark E. Ellis
18 Mark E. Ellis

19 Mark E. Ellis (State Bar No. 127159)
20 Anthony P.J. Valenti (State Bar No. 288164)
21 Lawrence K. Iglesias (State Bar No. 303700)
1425 River Park Drive, Suite 400
22 Sacramento, CA 95815
Tel: (916) 283-8820
Fax: (916) 283-8821
mellis@ellislawgrp.com
avalenti@ellislawgrp.com
liglesias@ellislawgrp.com

23 *Attorneys for Defendant*